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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/574,760

03/28/2008

Lionel Fabries

1512-84

2389

24106 7590 01/11/2011  
EGBERT LAW OFFICES  
412 MAIN STREET, 7TH FLOOR  
HOUSTON, TX 77002

EXAMINER

MI, QIUWEN

ART UNIT

PAPER NUMBER

1655

MAIL DATE

DELIVERY MODE

01/11/2011

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10574760	3/28/2008	FABRIES, LIONEL	1512-84

EGBERT LAW OFFICES  
412 MAIN STREET, 7TH FLOOR  
HOUSTON, TX 77002

**EXAMINER**

QIUWEN MI

ART UNIT	PAPER
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1655	20110107
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DATE MAILED:

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**Commissioner for Patents**

The reply filed on 1/4/2011 is not fully responsive to the prior Office action because of the following omission(s) or matter(s): Applicant has cancelled claims 1-7, and 9-14, which have already been examined, and added new claims 15-32. Newly submitted claims 15-32 are directed to inventions that are independent or distinct from the invention originally claimed for the following reasons: originally examined claims 1-7, and 9-14 are drawn to a dermo-cosmetic composition. However, new claims 15-32 are drawn a method for treating a coat of an animal comprising applying a composition to at least one specific location of the animal, said composition having a carrier being a solvent and at least one complex of essential oil, said composition having activating ingredients; diffusing said composition by an action of said carrier; storing the active ingredients of said composition by sebaceous glands of the animal; and gradually releasing the active ingredients from sebaceous glands. Since applicant has received an action on the merits for the originally presented invention, this invention has been constructively elected by original presentation for prosecution on the merits. Accordingly, claims 15-32 are withdrawn from consideration as being directed to a non-elected invention. See 37 CFR 1.142(b) and MPEP § 821.03. It is noted that the originally examined composition could be used in a materially different process of using that product, such as for weight loss.

Since the above-mentioned reply appears to be bona fide, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Qiuwen Mi whose telephone number is 571-272-5984. The examiner can normally be reached on 8 to 5.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Terry McKelvey can be reached on 571-272-0775. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Qiuwen Mi/  
Primary Examiner, Art Unit 1655